

## County Council Of Howard County, Maryland

2011 Legislative Session

Legislative Day No. 5

Resolution No. 78 -2011

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant a permanent easement to the Baltimore Gas and Electric Company on approximately .0008 acres of property owned by the County located at the North Laurel Park; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to grant the easement if he finds that the land may have a further public use and submits his finding to the County Council for its consideration.

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Introduced and read first time May 2, 2011.

By order Stephen M LeGendre  
Stephen LeGendre, Administrator

Read for a second time at a public hearing on May 16, 2011.

By order Stephen M LeGendre  
Stephen LeGendre, Administrator

This Resolution was read the third time and was Adopted ☒, Adopted with amendments ☐, Failed ☐, Withdrawn ☐, by the County Council on June 6, 2011.

Certified By Stephen M LeGendre  
Stephen LeGendre, Administrator

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment

1           **WHEREAS**, Howard County is the owner of certain real property known as the North  
2 Laurel Park located along North Laurel Road, Laurel, Howard County, Maryland as acquired  
3 from the Board of Education by Deed dated February 22, 2006 and recorded among the Land  
4 Records of Howard County, Maryland in Liber 9843, folio 051; Wayne E. Ayers by Deed dated  
5 October 31, 2007 and recorded among the Land Records of Howard County, Maryland at Liber  
6 10980, folio 522; and by various grantors as party to a Confirmatory Deed dated January 18,  
7 2001 and recorded among the Land Records of Howard County, Maryland at Liber 5425, folio  
8 221 (collectively the "County Property"); and  
9

10           **WHEREAS**, the County is constructing the new North Laurel Park on the County  
11 Property as part of capital project N-3940; and  
12

13           **WHEREAS**, as part of the park construction, a telephone pole needs to be relocated and  
14 the Baltimore Gas and Electric Company ("BGE") is seeking that a permanent easement (the  
15 "Easement") containing .0008 acres be granted to BGE, as shown in the attached Exhibit A; and  
16

17           **WHEREAS**, the Department of Public Works has reviewed and approved the proposed  
18 Easement; and  
19

20           **WHEREAS**, Section 4.201, "Disposition of Real Property", of the Howard County Code  
21 authorizes the County Council to declare that property is no longer needed for public purposes  
22 and also authorizes the County Council to waive advertising and bidding requirements for an  
23 individual conveyance of real property upon the request of the County Executive; and  
24

25           **WHEREAS**, the County Council has received a request from the County Executive to  
26 waive the advertising and bidding requirements in this instance for the grant of the Easement to  
27 BGE.  
28

29           **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,  
30 Maryland, this 6<sup>th</sup> day of June, 2011, that a public purpose is served by  
31 granting the Easement comprising .0008 acres to BGE, as shown in the attached Exhibit A.

1  
2       **AND BE IT FURTHER RESOLVED** that, having received a request from the County  
3 Executive and having held a public hearing, the County Council declares that the best interest of  
4 the County will be served by authorizing the County Executive to waive the usual advertising  
5 and bidding requirements of Section 4.201 of the Howard County Code for the conveyance of  
6 the Easement to BGE.

7  
8       **AND BE IT FURTHER RESOLVED** that, if the County Executive finds that the land  
9 to be subject to the Easement may have a further public use and that the Easement should not be  
10 granted, he may submit his findings and recommendations to the County Council for its  
11 consideration without being bound to grant the Easement in accordance with this Resolution.

EXHIBIT A  
WMS 1931243  
BALTIMORE GAS AND ELECTRIC COMPANY DRAWING  
DATED APRIL 21, 2011  
NOT TO SCALE

